PATENT Customer Number 22,852 Attorney Docket No. 04329.2340-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application Commissioner for Patents

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450



Prior Application Art Unit: 2814 Prior Application Examiner: Trinh, Hoa B.						
SIR: This is a request for filing a						
☐ Continuation ☐ Continuation-in-Part ☒ Divisional Application under 37 C.F.R. § 1.53(b) of pending prior Application No. 09/609,109 filed June 30, 2000 of Atsushi YAGISHITA and Kazuaki NAKAJIMA for SEMICONDUCTOR DEVICE AND METHOD OF MANUFACTURING THE SAME						
1.		Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior Application No. 09/609,109 as originally filed on June 30, 2000, which is incorporated herein by reference.				
2.		Enclosed is a substitute specification under 37 C.F.R. § 1.125. The undersigned hereby verifies that no new matter is added in this substitute specification.				
3.		Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § $122(b)(2)(B)(i)$.				
4.	\boxtimes	Cancel claims 3-9 without prejudice or disclaimer of their subject matter. Applicants reserve the right to pursue other non-elected claims from the parent application in subsequent divisional applications.				
5.	\boxtimes	A Preliminary Amendment is enclosed.				
6.	\boxtimes	The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 5 above.				

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Basic Application Filing Fee							\$750	\$	750.00
1			Number of Claims		Basic	Extra Claims			
Total Claims			2	-	20	0	x \$18		0.00
Independent Claims			1	-	3	0	x \$84		0.00
	Preser	ntation of Mul	tiple Dep. Clair	n(s	3)		+\$280		0.00
Subtotal									750.00
Red	Reduction by 1/2 if small entity								0.00
TO	TOTAL APPLICATION FILING FEE								750.00
7.		A check in the amount of \$750 to cover the filing fee is enclosed.							
8.		The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.							
9.	\boxtimes	Amend the specification by inserting before the first line, the following new paragraph:							
			vision of Applicated herein by			9/609,109,	filed June	30, 2	000 which
10.		New acceptable drawings are enclosed.							
11.		The prior application is assigned of record to: Kabushiki Kaisha Toshiba at Reel 010911/Frame 0136							
12.		Priority of Application No. 11-186988, filed on June 30, 1999 in Japan is claimed under 35 U.S.C. § 119. A certified copy							
		☐ is	s enclosed or		$oxed{\boxtimes}$ is on fil	e in the pri	or applica	ition.	
13.		Small entity	y status is appr	rop	riate and	applies to	this applic	cation.	

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14.

The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal. Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Roger D. Taylor, Reg. 28,992; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanho Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van Horn, Reg. No. 40,266; Linda A. Wadler, Reg. No. 33,218; Jeffrey A. Berkowitz, Reg. No. 36,743; Michael R. Kelly, Reg. No. 33, 921; James B. Monroe, Reg. No. 33,971; Doris Johnson Hines, Reg. No. 34,629; Lori Ann. Johnson, Reg. No. 34,498; R. Bruce Bower, Reg. No. 37,099; John Rissman, Reg. No. 33,764; Therese A. Hendricks, Reg. No. 30,389; Leslie I. Bookoff, Reg. No. 38,084; Michele C. Bosch, Reg. No. 40,524; Michael J. Flibbert, Reg. No. 33,234; Scott A. Herbst, Reg. No. 35,189; Leslie A. McDonell, Reg. No. 34,872; Thalia V. Warnement, Reg. No. 39,064; Ronald A. Bleeker, Reg. No. 27,773; Kathleen A. Daley, Reg. No. 36,116; C. Gregory Gramenopoulos, Reg. No. 36,532; Anthony M.

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		Gutowski, Reg. No. 38,742; Yitai Hu, Reg. No. 40,653; Lionel M. Lavenue; Reg. No. 46,859; Christine E. Lehman, Reg. No. 38,535; and Patrick J. Coyne, Reg. No. 31,821.					
15.	\boxtimes	The power appears in the original declaration of the prior application.					
16.		Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.					
17.	\boxtimes	Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, Customer Number 22,852 .					
18.		Recognize as associate attorney					
19.	\boxtimes	Also enclosed is <u>an Information Disclosure Statement and Form</u> PTO 1449					
PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in parent Application No. 09/609,109, filed June 30, 2000, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.							
Date	d: July	FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P. 8, 2003 By: David M. Longo Reg. No. 53,235					

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